IN THE HIGH COURT OF UTTARAKHAND ATNAINITAL

Contempt Petition No. 241 of 2007

Narendra Prasad Sharma S/o Late Sri Bishambhar Prasad R/o Shankar Bhawan, Kailash Gali, Bhopatwala, District- haridwar. .....Applicant.

Vs

1. Sri Bihari lal Verma, Chief Medical Officer, Pauri Garhwal.
2. Sri Ravindra Singh Puri, Chief Medical Officer, Haridwar.

....Respondents.

Sri Lalit Miglani, Advocate holding brief of Sri Pankaj Miglani, learned counsel for the petitioner.
Sri Gopal Narain, learned brief holder for the respondents.

Hon'ble B.S. Verma, J.

Heard.

By means of this contempt petition, learned counsel for the petitioner has prayed to punish the respondents for flouting the order dated 10-11-1997 passed by this Court in writ petition No.36610 of 1997 Smt. Indra Rani Sharma Vs. Chief Medical Officer, Pauri Garhwal and others.

I have perused the order passed by the Allahabad High Court that:-

"A recall application has been filed stating therein that the contempt application still survives. The narration of the facts as indicated herein, above, reveal that the direction was to the Chief Medical Officer, Pauri Garhwal who has complied with the same. In case the Chief Medical Officer, Hardwar has not proceeded with the matter then the same raises a fresh cause of action for which the applicant's legal representative will have to approach the Uttaranchal High Court and obtain fresh directions."

As per above observation of the Allahabad High Court the petitioner may filed a fresh writ petition not a contempt petition.

In view of the above observations made by the Allahabad High Court, the Contempt Petition is dismissed. Notices are hereby discharged.

All applications stands disposed of accordingly.

(B.S.Verma,J)

Dated: - 13-11-2007

M.K.